

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Raquel Velasquez	Team: Squad #12	CCRB Case #: 201609722	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 11/16/2016 11:08 PM	Location of Incident: § 87(2)(b)	18 Mo. SOL 5/16/2018	Precinct: 20		
Date/Time CV Reported Thu, 11/17/2016 10:00 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 11/23/2016 10:49 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Edward Groger	07022	956703	020 PCT
2. POF Yelena Ast	19612	958269	020 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Edward Groger	Abuse: Police Officer Edward Groger refused to provide his name to § 87(2)(b)	§ 87(2)(b)
B.POF Yelena Ast	Abuse: Police Officer Yelena Ast refused to provide her name to § 87(2)(b)	§ 87(2)(b)

Case Summary

§ 87(2)(b) filed this complaint with IAB via telephone on November 17, 2016. The complaint was referred to the CCRB and was received on November 23, 2016.

On November 16, 2016, at approximately 11:08 p.m., PO Edward Groger and PO Yelena Ast, from the 20th Precinct, responded to a call regarding an aided individual, § 87(2)(b) at § 87(2)(b) § 87(2)(b) (Board Review 01). § 87(2)(b) asked PO Groger and PO Ast for their names and the officers allegedly did not provide their names (**Allegations A and B**).

No arrests or summonses resulted from this incident.

There is no video evidence of this incident.

Mediation, Civil and Criminal Histories

- § 87(2)(b) rejected mediation.
- Results regarding a Notice of Claim are pending (**Board Review 02**).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]).

Civilian and Officer CCRB Histories

- This is § 87(2)(b) first CCRB Complaint (**Board Review 04**).
- PO Edward Groger has been a member of the service for two years and there are no substantiated CCRB allegations against him. This is PO Groger's first CCRB complaint.
- PO Yelena Ast has been a member of the service for one year and there are no substantiated CCRB allegations against her. This is PO Ast's first CCRB complaint.

Findings and Recommendations

Allegation A: Abuse of Authority- Police Officer Edward Groger refused to provide his name to § 87(2)(b)

Allegation B: Abuse of Authority- Police Officer Yelena Ast refused to provide her name to § 87(2)(b)

§ 87(2)(b) had undergone surgery on the incident date and did not feel well. § 87(2)(b) husband, § 87(2)(b) called 911 and requested an ambulance. Two EMT's arrived and inquired about § 87(2)(b) condition, but § 87(2)(b) refused to provide any information. The EMT's then requested that the police respond. PO Groger and PO Ast responded to the call. § 87(2)(b) told the officers and the EMT's to leave, but they did not comply with her requests. § 87(2)(b) then stated, "I want everyone's names because I'm going to file a report." § 87(2)(b) repeated her requests two to four times. PO Groger and PO Ast stood in front of § 87(2)(b) and they were close enough to hear her requests. However, neither officer responded. The officers and the EMT's then left (**Board Review 05**).

PO Groger and PO Ast responded to the incident location after receiving a radio run from EMS requesting officers at the scene. PO Groger and PO Ast spoke with two EMT's attempting to

figure out what had occurred. The EMT's told the officers that § 87(2)(b) did not want medical attention and that she did not want them in her apartment. § 87(2)(b) and § 87(2)(b) then stated that they wanted both the officers and the EMT's to leave their apartment. PO Groger asked § 87(2)(b) multiple times if she refused medical attention and § 87(2)(b) said yes. The officers and the EMT's then proceeded to leave the apartment (**Board Review 06 and 07**).

PO Groger stated that as they walked out of the apartment, he heard what sounded like a male's voice, ask for their information. PO Groger did not see who made this statement, but he believed it was § 87(2)(b). PO Groger provided his name and shield number, and he also stated PO Ast's name. PO Groger did not know where PO Ast was during the request and he was not sure whether PO Ast heard the request. PO Groger did not recall § 87(2)(b) asking for the officers' names (**Board Review 06**).

PO Ast stated that she was the last person to leave the apartment and that she heard § 87(2)(b) say, "I want your names." PO Groger provided his name and shield number, and PO Ast's name. PO Ast did not provide her name because PO Groger provided it for her. PO Ast did not believe that § 87(2)(b) asked for her name and she did not hear § 87(2)(b) ask for PO Groger's name (**Board Review 07**).

§ 87(2)(g)

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Squad: 12

Investigator:	_____	<u>Raquel Velasquez</u>	_____
	Signature	Print	Date
Squad Leader:	_____	<u>Lily Carayannis</u>	_____
	Title/Signature	Print	Date